IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4643 OF 2004

Ramchandra D. Ghodake and ors. ... Petitioners

Versus

The State of Maharashtra and ors. ... Respondents

Mr. M.A. Patil for the petitioners.
Mr. V.P. Vanarse, Assistant Government Pleader, for respondents.

CORAM: **KSHITIJ R. VYAS, C.J.** &
DR. D.Y. CHANDRACHUD, J.

DATE: **MARCH 27, 2006**.

P.C.

The petitioner has challenged the order dated 27th March, 2002, passed by respondent No.2, the District Rehabilitation Officer, Satara, in Appeal No. 205 of 2001 wherein the petitioners had challenged the acquisition of their lands being Gat Nos. 395, 349, 401, 397, 414, 462, 378, 399, 491, 529, 466, 390, 391, 416 and 417. Respondent No.2 rejected the appeal on the ground that the possession of the lands in question has been taken over in pursuance of the Award having been passed.

2. Since we are in agreement with the said order, we hardly see

any ground to interfere in the matter. The petitioners will have remedy to seek reference for enhancement of compensation. Since the petitioners have also filed appeal before the Additional Commissioner, Pune Division, Pune. without going into the merits of the matter, we similarly observe that the Commissioner may decide the appeal in accordance with law, as expeditiously as possible.

3. The petition is accordingly disposed of.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.